

IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA

CHARLESTON DIVISION

IN RE: ETHICON, INC.
PELVIC SUPPORT SYSTEMS
PRODUCTS LIABILITY LITIGATION

MDL 2327

THIS DOCUMENT RELATES TO THE
CASES IN EXHIBIT A ATTACHED HERETO

INACTIVE DOCKET ORDER

The Court has been advised by counsel that in the cases listed on the attached Exhibit A, the plaintiffs and Ethicon, Inc.¹ ("Ethicon") have agreed to a settlement model with regard to Ethicon. The Court, therefore, finds it unnecessary to conduct further proceedings or to keep these cases on the active docket. Accordingly, the Court **ORDERS** as follows:

1. All discovery deadlines are continued until further order of the Court.
2. That the Clerk retire each of the cases listed on the attached Exhibit A to the pending inactive docket.
3. Plaintiffs and Ethicon may submit an agreed order of dismissal with prejudice on or before August 31, 2018; if settlements are not finalized and dismissal orders are not submitted by August 31, 2018, then the Court will have a hearing to determine the appropriate action pertaining to any remaining cases on the inactive docket.

Counsel for plaintiffs and defendant(s) are directed to provide quarterly reports as to their progress in dismissing cases on the inactive docket. The Court is aware that counsel have agreed

¹ As used herein, "Ethicon" refers collectively to Johnson & Johnson, Ethicon LLC, Ethicon, Inc. as well as any of its former or present parent companies, subsidiaries, affiliated companies, directors, officers, design surgeons, employees, distributors, detail representatives named in an action pending in MDL No. 2327

to a settlement model for a group of cases and claims, including those on Exhibit A. The Court will reinstate any case on the attached Exhibit A to the active docket if one of the parties, on motion, shows good cause for such reinstatement. Good cause includes, but is not limited to, a plaintiff's refusal or inability to consummate settlement. Such motion must be accompanied by an affidavit from plaintiff explaining such refusal or inability.

The Court **DIRECTS** the Clerk to file a copy of this order in MDL No. 2327 and in the individual cases listed on the attached Exhibit A. The Clerk is further **DIRECTED** to link this Order to the Proposed Inactive Docket order filed at ECF NO. 6008, and send a copy of this Order to counsel of record and any unrepresented party.

Respectfully submitted,

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JOSEPH R. GOODWIN
UNITED STATES DISTRICT JUDGE

EXHIBIT A
ANDRUS WAGSTAFF

Case No.	Case Name
2:13-cv-04101	Suriani v. Ethicon
2:13-cv-04323	Tatum v. Ethicon
2:13-cv-05446	Tolisano v. Ethicon
2:13-cv-05997	Turner v. Ethicon
2:13-cv-07430	Vargas v. Ethicon
2:13-cv-09499	Toro v. Ethicon
2:13-cv-16423	Tovar v. Ethicon
2:13-cv-16858	Thompson v. Ethicon
2:13-cv-17397	Stephens v. Ethicon
2:13-cv-18177	Tiemann v. Ethicon
2:13-cv-18404	Thompson v. Ethicon
2:13-cv-20744	Strozyk v. Ethicon
2:13-cv-21323	Torrence v. Ethicon
2:13-cv-21820	Virgilio v. Ethicon
2:13-cv-24220	Trujillo v. Ethicon
2:13-cv-24856	Vaughn v. Ethicon
2:13-cv-25629	Susalka v. Ethicon
2:13-cv-26894	Tulenko v. Ethicon
2:13-cv-28318	Torres v. Ethicon
2:14-cv-05750	Thaler v. Ethicon
2:14-cv-07610	Staup v. Ethicon
2:14-cv-07693	Souza v. Ethicon
2:14-cv-08302	Taylor v. Ethicon
2:14-cv-13212	Stambaugh v. Ethicon
2:14-cv-17951	Thomas v. Ethicon
2:14-cv-26086	Turner v. Ethicon
2:14-cv-29240	Turnipseed v. Ethicon
2:15-cv-01532	Vallimont v. Ethicon
2:15-cv-03357	Thibeault v. Ethicon
2:15-cv-14056	Turner v. Ethicon
2:15-cv-15921	Spierings v. Ethicon
2:15-cv-16212	Valenzuela v. Ethicon
2:16-cv-00572	Suta v. Ethicon
2:16-cv-01835	Torres v. Ethicon
2:16-cv-01992	Trainer v. Ethicon
2:16-cv-04654	Turner v. Ethicon
2:16-cv-07451	Towle v. Ethicon
2:16-cv-07673	Tizon v. Ethicon
2:16-cv-07675	Tate v. Ethicon

